

CBNSF

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## FAX COVERSHEET

TO:

EPA, Region 10

DATE:

7/18/94

FAX NO:

583-0163

NO. OF PAGES:

7

(including this page)

TIME:

SUBJ:

FROM:

DANIEL L. GOODELL, Attorney

FAX NO:

(206) 275-8398

NOTES:

Please send me your address  
so that these documents can be mailed.

If you have any questions regarding this fax, please call  
DANIEL L. GOODELL'S office at 275-8399 or 275-8398.

NOTE: THIS FACSIMILE TRANSMISSION IS INTENDED ONLY FOR THE  
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USEPA SF



1382518



**CONSENT FOR ACCESS TO PROPERTY**

Name: J&G INVESTMENTS

Address of Property: 1690 Marine View Drive

Tacoma, WA 98422

I consent to entry and continued access to property owned and controlled by me or my company, as more specifically described in the description attached to this agreement, by officers, employees and authorized representatives of the United States Environmental Protection Agency ("U.S. EPA"), and officers, employees and representatives of the Hylebos Cleanup Committee, which is performing Pre-Remedial Design Activities under an Administrative Order on Consent with U.S. EPA, for the following purposes:

To complete those tasks required for Pre-Remedial Design Activities of the Hylebos Waterway Problem Areas within the Commencement Bay Nearshore/Tideflats Site ("Site"), which may include, but are not limited to, the following:

- to conduct geophysical, bathymetric or intertidal bank surveys;
- to collect such soil, intertidal or marine sediment, surface water, groundwater and air samples, and take such photographs or other visual observations as may be determined to be necessary for pre-remedial design purposes;
- to perform such tests or studies as needed to evaluate the effectiveness of source control measures; and
- to perform studies or measurements as needed to determine the applicability of different technology



07-13-94 10:34 FAX 206 272 5732  
07/12/94 16:25 FAX 206 339 0160

EISENHOWER CARLS  
CIVIL ACTION NO.

004/005

options for sediment disposal or source control effectiveness.

I also consent to entry and continued access to officers, employees and authorized representatives of the Washington Department of Ecology and the Natural Resource Trustees for purposes of overseeing Pre-Remedial Design Activities.

I will not knowingly interfere with the activities being conducted by the Hylebos Cleanup Committee, and will coordinate with EPA and the Hylebos Cleanup Committee, to the extent possible, to ensure that my operations on my property or personal property will not unreasonably obstruct access to my property or the property of third parties.

I realize that these actions by U.S. EPA are undertaken pursuant to its response and enforcement responsibilities under the Comprehensive Environmental Response, Compensation and Liability Act (Superfund), 42 U.S.C. § 9601, et seq.

This written permission is given by me voluntarily with knowledge of my right to refuse and without threats or promises of any kind.

My consent to entry onto the property is conditioned upon my receiving at least two days' notice of the first sampling event and at least one calendar weeks' notice of subsequent sampling events when access will be necessary. My consent requires, as an additional condition, that activities permitted under this access agreement be carried out in such a manner as to not unduly



07/13/94 10:34 FAX 208 272 5732  
07/12/94 18:25 FAX 208 303 0100

EISENHOWER CARLS

005/005

interfere with the property and my operations and uses of the property.

I understand that I am entitled to obtain a split sample of materials sampled on the property provided enough sampling material is available. I will provide U.S. EPA with at least two days' notice for the first sampling event and at least one calendar weeks' notice for subsequent sampling events if I desire to obtain split samples. I shall cooperate in the coordination of the split sampling. I shall provide U.S. EPA with a copy of the written reports of the split sampling.

My consent requires, as an additional condition, that upon my request, I receive a copy of the written reports of sampling taken under the authority of this agreement. I agree to pay a reasonable fee to cover the cost of copying documents containing the results of sampling.

This consent shall be effective upon my signature. This consent can be revoked by me for good cause. I agree to provide thirty days' advance notice of revocation if I decide to revoke my consent. This consent shall terminate when the work required under the Administrative Order on Consent with U.S. EPA has been completed.

  
Signature

~~Partner~~ - PARTNER  
Title

7-17-94  
Date



07/13/91 10:33 FAX 206 272 5732  
07/12/94 16:25 FAX 206 853 0163EISENHOWER CARLS  
ORCA REGION 19+ P.57  
2003 005

## CONSENT FOR ACCESS TO PROPERTY

Name: JONES-GODELL CORPORATIONAddress of Property: 1690 Marine View DriveTacoma, WA 98422

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- to conduct geophysical, bathymetric or intertidal bank surveys;
- to collect such soil, intertidal or marine sediment, surface water, groundwater and air samples, and take such photographs or other visual observations as may be determined to be necessary for pre-remedial design purposes;
- to perform such tests or studies as needed to evaluate the effectiveness of source control measures; and
- to perform studies or measurements as needed to determine the applicability of different technology



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07/12/94 18:25 FAX 206 333 0100

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004/005

options for sediment disposal or source control effectiveness.

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I will not knowingly interfere with the activities being conducted by the Hylebos Cleanup Committee, and will coordinate with EPA and the Hylebos Cleanup Committee, to the extent possible, to ensure that my operations on my property or personal property will not unreasonably obstruct access to my property or the property of third parties.

I realize that these actions by U.S. EPA are undertaken pursuant to its response and enforcement responsibilities under the Comprehensive Environmental Response, Compensation and Liability Act (Superfund), 42 U.S.C. § 9601, et seq.

This written permission is given by me voluntarily with knowledge of my right to refuse and without threats or promises of any kind.

My consent to entry onto the property is conditioned upon my receiving at least two days' notice of the first sampling event and at least one calendar weeks' notice of subsequent sampling events when access will be necessary. My consent requires, as an additional condition, that activities permitted under this access agreement be carried out in such a manner as to not unduly



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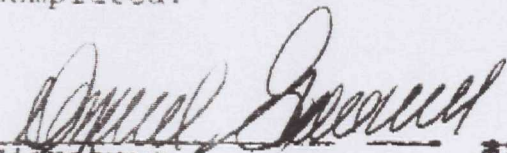
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interfere with the property and my operations and uses of the property.

I understand that I am entitled to obtain a split sample of materials sampled on the property provided enough sampling material is available. I will provide U.S. EPA with at least two days' notice for the first sampling event and at least one calendar weeks' notice for subsequent sampling events if I desire to obtain split samples. I shall cooperate in the coordination of the split sampling. I shall provide U.S. EPA with a copy of the written reports of the split sampling.

My consent requires, as an additional condition, that upon my request, I receive a copy of the written reports of sampling taken under the authority of this agreement. I agree to pay a reasonable fee to cover the cost of copying documents containing the results of sampling.

This consent shall be effective upon my signature. This consent can be revoked by me for good cause. I agree to provide thirty days' advance notice of revocation if I decide to revoke my consent. This consent shall terminate when the work required under the Administrative Order on Consent with U.S. EPA has been completed.

  
Signature

Title

PRES.

Date

7-17-94